

1 PHILLIP A. TALBERT
2 Acting United States Attorney
3 KEVIN C. KHASIGIAN
4 Assistant United States Attorney
5 501 I Street, Suite 10-100
6 Sacramento, CA 95814
7 Telephone: (916) 554-2700

8 Attorneys for the United States

9
10
11 IN THE UNITED STATES DISTRICT COURT
12 EASTERN DISTRICT OF CALIFORNIA

13 UNITED STATES OF AMERICA,

14 2:20-MC-00281-KJM-KJN

15 Plaintiff,

16 v.

17 APPROXIMATELY \$37,000.00 IN
18 U.S. CURRENCY,

19 STIPULATION AND ORDER EXTENDING TIME
20 FOR FILING A COMPLAINT FOR FORFEITURE
21 AND/OR TO OBTAIN AN INDICTMENT
22 ALLEGING FORFEITURE

23 Defendant.

24 It is hereby stipulated by and between the United States of America and potential claimant Hong
25 Tran (“claimant”), by and through their respective counsel, as follows:

26 1. On or about September 2, 2020, claimant filed a claim in the administrative forfeiture
27 proceeding with the United States Postal Inspection Service (“USPIS”) with respect to the Approximately
28 \$37,000.00 in U.S. Currency (hereafter “defendant currency”), which was seized on July 23, 2020.

29 2. The USPIS has sent the written notice of intent to forfeit required by 18 U.S.C. §
30 983(a)(1)(A) to all known interested parties. The time has expired for any person to file a claim to the
31 defendant currency under 18 U.S.C. § 983(a)(2)(A)-(E), and no person other than claimant has filed a claim
32 to the defendant currency as required by law in the administrative forfeiture proceeding.

33 3. Under 18 U.S.C. § 983(a)(3)(A), the United States is required to file a complaint for
34 forfeiture against the defendant currency and/or to obtain an indictment alleging that the defendant currency
35 is subject to forfeiture within ninety days after a claim has been filed in the administrative forfeiture

1 proceeding, unless the court extends the deadline for good cause shown or by agreement of the parties.
2 That deadline was December 1, 2020.

3 4. By Stipulation and Order filed November 20, 2020, the parties stipulated to extend to
4 February 1, 2021, the time in which the United States is required to file a civil complaint for forfeiture
5 against the defendant currency and/or to obtain an indictment alleging that the defendant currency is subject
6 to forfeiture.

7 5. By Stipulation and Order filed January 27, 2021, the parties stipulated to extend to March
8 3, 2021, the time in which the United States is required to file a civil complaint for forfeiture against the
9 defendant currency and/or to obtain an indictment alleging that the defendant currency is subject to
10 forfeiture.

11 6. By Stipulation and Order filed March 2, 2021, the parties stipulated to extend to May 3,
12 2021, the time in which the United States is required to file a civil complaint for forfeiture against the
13 defendant currency and/or to obtain an indictment alleging that the defendant currency is subject to
14 forfeiture.

15 7. As provided in 18 U.S.C. § 983(a)(3)(A), the parties wish by agreement to extend to July 2,
16 2021, the time in which the United States is required to file a civil complaint for forfeiture against the
17 defendant currency and/or to obtain an indictment alleging that the defendant currency is subject to
18 forfeiture.

19 8. Accordingly, the parties agree that the deadline by which the United States shall be required
20 to file a complaint for forfeiture against the defendant currency and/or to obtain an indictment alleging that
21 the defendant currency is subject to forfeiture shall be extended to July 2, 2021.

22 | Dated: 4/29/21

PHILLIP A. TALBERT
Acting United States Attorney

By: /s/ Kevin C. Khasigian
KEVIN C. KHASIGIAN
Assistant United States Attorney

111

11

111

11

1 Dated: 4/29/21

1 /s/ Geoffrey G. Nathan
2 GEOFFREY G. NATHAN
3 Attorney for potential claimant
Hong Tran
(Signature authorized by email)

4

5

6 **IT IS SO ORDERED.**

7 Dated: May 4, 2021.

8

9

10 CHIEF UNITED STATES DISTRICT JUDGE

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28